

Missouri Department of

Resources



Bob Holden, Governor • Stephen M. Mahfood, Director

# EPARIMENT OF NATURAL RESOURCES

www.dnr.mo.gov

NOV 3 0 2004

The Honorable John Chamis City of Herculaneum 1 Parkwood Court Herculaneum, MQ 63048

Dear Mayor Chamis:

The Missouri Department of Natural Resources in consultation with the Missouri Department of Health and Senior Services (DHSS) has recently taken action with regard to renters in the Herculaneum Voluntary Purchase Plan (VPP) Area pursuant to the April 26, 2004, Settlement Agreement between DNR and Doe Run. This agreement states in part that:

"Doe Run shall discontinue renting residences it owns as of the date of this Settlement Agreement once the individuals now renting vacate the property, or until December 31, 2004, whichever date is the earlier. . . . Upon notification, MDNR, in consultation with the DHSS, may approve exceptions to any residency prohibition requirements of the Settlement Agreement or the Purchase Plan on a case-by-case- basis."

As you are aware, Doe Run and the department have agreed to extend the deadline for discontinuing renting to June 30, 2005.

In response to the exception clause in the agreement, the department has issued exception letters to the following residents.

Elmer and Dorothy Meng

Walter and Marie DeClue

877 High St.

960 Dale St.

Emma Kasten 867 Broad St.

Robert Anderson

823 Brown St.

In the case of Anderson, Declue, and Kasten, the owners have expressed an interest in selling their homes to Doe Run under the current VPP and renting them back from Doe Run.

Integrity and excellence in all we do

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The Honorable John Chamis Page 2

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In addition to these exception letters, the department has also sent letters to the remaining residents who either rent homes or mobile home space from Doe Run. The letters advise the residents of the department's preliminary determination that they do not meet the exception criteria. However, the letter also asks each household to provide any further information that they feel may qualify them to meet the exception criteria.

Bear in mind that the Settlement Agreement does not affect the ability of The Doe Run Company, as landlord to cease renting houses that it owns within the VPP at any time. We understand that exceptions granted by the department must also meet with the tacit approval of Doe Run in order for residents to remain in rental properties that the company owns.

Enclosed are copies of letters in question to renters and a copy of the exception criteria.

If you have any questions, please do not hesitate to contact Mr. Edward Galbraith, Director of the Hazardous Waste Program at (573) 751-2747 or in writing at P.O. Box 176, Jefferson City, MO 65102. Thank you.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Manfood

Director

SM:egt

#### **Enclosures**

c: Mr. Joseph Bindbuetel, Missouri Attorney General's Office

Mr. Richard Dunn, Missouri Department of Health and Senior Services

Mr. Gene Gunn, U.S. Environmental Protection Agency

Ms. Shelley Woods, Missouri Attorney General's Office

Mr. Jeffery Zelms, The Doe Run Company



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NOV 3 0 2004

Mr. Jeffery Zelms
The Doe Run Company
1801 Park 270 Drive
Suite 300
St. Louis, MO 63146

Dear M. Celms:

The Missouri Department of Natural Resources in consultation with the Missouri Department of Health and Senior Services (DHSS) has recently granted exceptions pursuant to the renter provisions of Paragraph 22 of the April 26, 2004, Settlement Agreement between the department and Doe Run which states in part that:

"Doe Run shall discontinue renting residences it owns as of the date of this Settlement Agreement once the individuals now renting vacate the property, or until December 31, 2004, whichever date is the earlier. . . . Upon notification, MDNR, in consultation with the DHSS, may approve exceptions to any residency prohibition requirements of the Settlement Agreement or the Purchase Plan on a case-by-case-basis."

As you know, your company and the department have, by mutual agreement extended the deadline for discontinuing renting to June 30, 2005. In response to its responsibilities under the exception clause the department has issued exception letters to the following residents.

Elmer and Dorothy Meng

Walter and Marie DeClue

877 High St.

960 Dale St.

Emma Kasten

Robert Anderson

867 Broad St.

823 Brown St.

In the case of Anderson, Declue and Kasten, the owners have expressed an interest in selling their homes to Doe Run under the current Voluntary Purchase Plan (VPP) and renting them back from Doe Run.





In addition to these exception letters, the department has also sent letters to the remaining residents who either rent homes or mobile home space from Doe Run. The letters advise the residents of the department's preliminary determination that they do not meet the exception criteria. However, the letter also asks each household to provide any further information that they feel may qualify them to meet the exception criteria.

We understand that the Settlement Agreement does not affect the ability of The Doe Run Company, as landlord to cease renting houses that it owns within the VPP at any time. We understand that exceptions granted by the department must also meet with the tacit approval of Doe Run in order for residents to remain in rental properties owned by your company.

Enclosed are copies of the letters and a copy of the exception criteria.

If you have any questions, please do not hesitate to contact Mr. Edward Galbraith, Director of the Hazardous Waste Program at (573) 751-2747 or in writing at P.O. Box 176, Jefferson City, MO 65102. Thank you.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Mahfood

Director

SM:egt

#### Enclosures

c: Mr. Joseph Bindbuetel, Missouri Attorney General's Office

Mr. Richard Dunn, Missouri Department of Health and Senior Services

Mr. Gene Gunn, U.S. Environmental Protection Agency

Ms. Shelley Woods, Missouri Attorney General's Office

Mr. Jeffery Zelms, The Doe Run Company

#### ATTACHMENT A

Exception Criteria to Allow Doe Run Renters to Remain within the Voluntary Property Purchase (VPP) Area

The Missouri Department of Natural Resources and Missouri Attorney General's Office (AGO) signed a Settlement Agreement with The Doe Run Company in April 2002 which establishes a VPP Plan in response to discovery of high incidence of elevated blood-lead near the smelter and a high rate of historic recontamination of soil in properties in close proximity to the smelter. The Settlement Agreement also stipulates that Doe Run shall discontinue renting properties they own prior to December 31, 2004, unless exceptions are approved by the department, in consultation with the Missouri Department of Health and Senior Services (DHSS). Through correspondence with Doe Run, this date has been extended to June 30, 2005.

To qualify for an exception, residents of a household must meet all of the following criteria:

- 1. Residents must be elderly (65 years old) or disabled residents for whom moving would create a greater threat to physical well-being than that posed by existing exposure to lead.
- 2. No children in the household under the age of six years for more than 21 days per year.
- 3. Must be willing to sign a waiver agreeing that:
  - No children ages six and under will reside in the home at any time and I agree to restrict visits by children six and under to 21days per year, or less.
  - All residents have read information provided by the Department of Health and Human Services related to the consequences of lead exposure and understand the information.
  - Residents will hold the state harmless.
  - Residents will not sublet the house.

The above criteria may apply to renters and certain homeowners. Residents within the VPP area who desire to sell their home to Doe Run and rent back will be eligible for an exception if they meet the above criteria. Mobile home owners who rent trailer pad space from Doe Run within the VPP area will be eligible for an exception if they meet all of the above criteria.

The department, in coordination with the DHSS, will evaluate these residents on the merits of their individual circumstances including an evaluation of the hardship of having to move versus the potential of long-term lead exposure.

After the DHSS and AGO approval of the above conditions and waiver, the department will draft letters to affected residents for the DHSS review. Upon concurrence from the DHSS, the department will send letters with waivers to affected renters and homeowners. The department shall briefly document the reasons for its decision in each case. The Hazardous Waste Program/AGO will prepare a letter to Doe Run providing a list of renter occupancy exceptions.



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NOV 3 0 2004

Mr. Phillip and Mrs. Kathy Young 784 Circle Street #1 Herculaneum, MO 63048

Dear Mr. Phillip and Mrs. Young:

On April 26, 2002, The Doe Run Company, Missouri Attorney General's Office and Missouri Department of Natural Resources signed an agreement, which stated in part that:

"Doe Run shall discontinue renting residences it owns as of the date of the Settlement Agreement [April 26, 2002] once the individuals now renting vacate the property, or until December 31, 2004, {date has been extended June 30, 2005} whichever date is earlier. Doe Run shall let any current renters who so elect out of any lease agreements in place at the time of the Settlement Agreement."

Recently, the Missouri Department of Natural Resources has either received a letter from you or a petition including your name requesting you be allowed to continue as a Doe Run renter past the deadline date of December 31, 2004. As you may be aware the department and Doe Run agreed to extend this date to June 30, 2005, to provide renters more time to find replacement housing.

The decision to allow renters to continue to live in the Voluntary Property Purchase (VPP) area past the current deadline date of June 30, 2005, is a decision the department takes very seriously. The department and Doe Run decided to extend the previously agreed to date for Doe Run to discontinue renting residences in part because the health risks from lead are typically long-term risks and because more time was needed for residents to find new homes. The reasons cited by Doe Run renters for wanting to stay within the VPP area include: age and health-related (moving could be worse for their health than staying), financial, ability to keep pets, staying in the school district, and convenience of current location.

While the department in consultation with the Missouri Department of Health and Senior Services (DHSS) has the authority to approve exceptions to allow Doe Run renters to remain in the VPP area, Doe Run has a legal obligation to discontinue renting these residences.

After the Settlement Agreement was signed in April 2002, the department was under the expectation that Doe Run would notify their renters and assist them with finding alternate housing outside of the VPP area. In March 2004 the department became aware that Doe Run





The U.S. Environmental Protection Agency continues to conduct quarterly sampling in and outside the VPP area. The department's analysis of this sampling continues to indicate lead recontamination is occurring within the VPP area. For this reason the department in consultation with the DHSS believe that long-term residency within the VPP area should be limited to the criteria included in Attachment A.

The department, in consultation with the DHSS, has reviewed the information we have available to us, and has determined that your situation does not meet these criteria and, accordingly, does not qualify for an exception. Our information indicates that you are not over 65-years of age or disabled. For these residents not meeting the criteria, the department expects Doe Run to honor its commitment to discontinue renting residences as of June 30, 2005. However, the department and DHSS realize several months have passed and situations change. Therefore, if you have additional information that may allow you to meet the exception criteria listed above, please send a letter with that information within 30 days to Mr. Dennis Stinson at the phone number or address below. The department intends to make a final decision on all the renters in approximately 30 days from the date of this letter.

A number of residents have also asked for adequate compensation for the financial hardship, including but not limited to the costs for moving from the VPP area to a less contaminated location. We support the need for adequate compensation to residents who are displaced. The department is continuing to work with Doe Run to establish some compensation for all of their renters and mobile home owners within the VPP area.

If you have any additional questions please contact Mr. Edward Galbraith of the department's Hazardous Waste Program at (573) 751-2747 or me at (573) 751-4732 or in writing at P.O. Box 176, Jefferson City, Missouri 65102-0176. Thank you.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Ma Director

SM:egt

**Enclosure** 

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



# T OF NATURAL RESOURCES

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NOV 3 0 2004

Mr. David Graves 715 Main Street Herculaneum, MO 63048

Dear Mr. Graves:

On April 26, 2002, The Doe Run Company, Missouri Attorney General's Office and Missouri Department of Natural Resources signed an agreement, which stated in part that:

"Doe Run shall discontinue renting residences it owns as of the date of the Settlement Agreement [April 26, 2002] once the individuals now renting vacate the property, or until December 31, 2004, {date has been extended June 30, 2005} whichever date is earlier. Doe Run shall let any current renters who so elect out of any lease agreements in place at the time of the Settlement Agreement."

Recently, the Missouri Department of Natural Resources has either received a letter from you or a petition including your name requesting you be allowed to continue as a Doe Run renter past the deadline date of December 31, 2004. As you may be aware the department and Doe Run agreed to extend this date to June 30, 2005, to provide renters more time to find replacement housing.

The decision to allow renters to continue to live in the Voluntary Property Purchase (VPP) area past the current deadline date of June 30, 2005, is a decision the department takes very seriously. The department and Doe Run decided to extend the previously agreed to date for Doe Run to discontinue renting residences in part because the health risks from lead are typically long-term risks and because more time was needed for residents to find new homes. The reasons cited by Doe Run renters for wanting to stay within the VPP area include: age and health-related (moving could be worse for their health than staying), financial, ability to keep pets, staying in the school district, and convenience of current location.

While the department in consultation with the Missouri Department of Health and Senior Services (DHSS) has the authority to approve exceptions to allow Doe Run renters to remain in the VPP area, Doe Run has a legal obligation to discontinue renting these residences.

After the Settlement Agreement was signed in April 2002, the department was under the expectation that Doe Run would notify their renters and assist them with finding alternate housing outside of the VPP area. In March 2004 the department became aware that Doe Run



The U.S. Environmental Protection Agency continues to conduct quarterly sampling in and outside the VPP area. The department's analysis of this sampling continues to indicate lead recontamination is occurring within the VPP area. For this reason the department in consultation with the DHSS believe that long-term residency within the VPP area should be limited to the criteria included in Attachment A.

The department, in consultation with the DHSS, has reviewed the information we have available to us, and has determined that your situation does not meet these criteria and, accordingly, does not qualify for an exception. Our information indicates that you are not over 65-years of age or disabled. For these residents not meeting the criteria, the department expects Doe Run to honor its commitment to discontinue renting residences as of June 30, 2005. However, the department and DHSS realize several months have passed and situations change. Therefore, if you have additional information that may allow you to meet the exception criteria listed above, please send a letter with that information within 30 days to Mr. Dennis Stinson at the phone number or address below. The department intends to make a final decision on all the renters in approximately 30 days from the date of this letter.

A number of residents have also asked for adequate compensation for the financial hardship, including but not limited to the costs for moving from the VPP area to a less contaminated location. We support the need for adequate compensation to residents who are displaced. The department is continuing to work with Doe Run to establish some compensation for all of their renters and mobile home owners within the VPP area.

If you have any additional questions please contact Mr. Edward Galbraith of the department's Hazardous Waste Program at (573) 751-2747 or me at (573) 751-4732 or in writing at P.O. Box 176, Jefferson City, Missouri 65102-0176. Thank you.

Sincerely,

DEPARTMENT OF NATIONAL RESOURCES

Stephen Mahfoo Director

SM:egt

**Enclosure** 

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



# T OF NATURAL RESOURCES

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NOV 3 0 2004

Mr. John Nickles 665 Main Street Apt. A Herculaneum. MO 63048

Dear Mr. Nickles:

On April 26, 2002, The Doe Run Company, Missouri Attorney General's Office and Missouri Department of Natural Resources signed an agreement, which stated in part that:

"Doe Run shall discontinue renting residences it owns as of the date of the Settlement Agreement [April 26, 2002] once the individuals now renting vacate the property, or until December 31, 2004, {date has been extended June 30, 2005} whichever date is earlier. Doe Run shall let any current renters who so elect out of any lease agreements in place at the time of the Settlement Agreement."

Recently, the Missouri Department of Natural Resources has either received a letter from you or a petition including your name requesting you be allowed to continue as a Doe Run renter past the deadline date of December 31, 2004. As you may be aware the department and Doe Run agreed to extend this date to June 30, 2005, to provide renters more time to find replacement housing.

The decision to allow renters to continue to live in the Voluntary Property Purchase (VPP) area past the current deadline date of June 30, 2005, is a decision the department takes very seriously. The department and Doe Run decided to extend the previously agreed to date for Doe Run to discontinue renting residences in part because the health risks from lead are typically long-term risks and because more time was needed for residents to find new homes. The reasons cited by Doe Run renters for wanting to stay within the VPP area include: age and health-related (moving could be worse for their health than staying), financial, ability to keep pets, staying in the school district, and convenience of current location.

While the department in consultation with the Missouri Department of Health and Senior Services (DHSS) has the authority to approve exceptions to allow Doe Run renters to remain in the VPP area, Doe Run has a legal obligation to discontinue renting these residences.

After the Settlement Agreement was signed in April 2002, the department was under the expectation that Doe Run would notify their renters and assist them with finding alternate housing outside of the VPP area. In March 2004 the department became aware that Doe Run





The U.S. Environmental Protection Agency continues to conduct quarterly sampling in and outside the VPP area. The department's analysis of this sampling continues to indicate lead recontamination is occurring within the VPP area. For this reason the department in consultation with the DHSS believe that long-term residency within the VPP area should be limited to the criteria included in Attachment A.

The department, in consultation with the DHSS, has reviewed the information we have available to us, and has determined that your situation does not meet these criteria and, accordingly, does not qualify for an exception. Our information indicates that you are not over 65-years of age or disabled. For these residents not meeting the criteria, the department expects Doe Run to honor its commitment to discontinue renting residences as of June 30, 2005. However, the department and DHSS realize several months have passed and situations change. Therefore, if you have additional information that may allow you to meet the exception criteria listed above, please send a letter with that information within 30 days to Mr. Dennis Stinson at the phone number or address below. The department intends to make a final decision on all the renters in approximately 30 days from the date of this letter.

A number of residents have also asked for adequate compensation for the financial hardship, including but not limited to the costs for moving from the VPP area to a less contaminated location. We support the need for adequate compensation to residents who are displaced. The department is continuing to work with Doe Run to establish some compensation for all of their renters and mobile home owners within the VPP area.

If you have any additional questions please contact Mr. Edward Galbraith of the department's Hazardous Waste Program at (573) 751-2747 or me at (573) 751-4732 or in writing at P.O. Box 176, Jefferson City, Missouri 65102-0176. Thank you.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Mahfood Director

SM:egt

**Enclosure** 

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



# T OF NATURAL RESOURCES

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NOV 3 0 2004

Mr. Glenn Richardson 318 Station Street Herculaneum, MO 63048

Dear Mr. Richardson:

On April 26, 2002, The Doe Run Company, Missouri Attorney General's Office and Missouri Department of Natural Resources signed an agreement, which stated in part that:

"Doe Run shall discontinue renting residences it owns as of the date of the Settlement Agreement [April 26, 2002] once the individuals now renting vacate the property, or until December 31, 2004, {date has been extended June 30, 2005} whichever date is earlier. Doe Run shall let any current renters who so elect out of any lease agreements in place at the time of the Settlement Agreement."

Recently, the Missouri Department of Natural Resources has either received a letter from you or a petition including your name requesting you be allowed to continue as a Doe Run renter past the deadline date of December 31, 2004. As you may be aware the department and Doe Run agreed to extend this date to June 30, 2005, to provide renters more time to find replacement housing.

The decision to allow renters to continue to live in the Voluntary Property Purchase (VPP) area past the current deadline date of June 30, 2005, is a decision the department takes very seriously. The department and Doe Run decided to extend the previously agreed to date for Doe Run to discontinue renting residences in part because the health risks from lead are typically long-term risks and because more time was needed for residents to find new homes. The reasons cited by Doe Run renters for wanting to stay within the VPP area include: age and health-related (moving could be worse for their health than staying), financial, ability to keep pets, staying in the school district, and convenience of current location.

While the department in consultation with the Missouri Department of Health and Senior Services (DHSS) has the authority to approve exceptions to allow Doe Run renters to remain in the VPP area, Doe Run has a legal obligation to discontinue renting these residences.

After the Settlement Agreement was signed in April 2002, the department was under the expectation that Doe Run would notify their renters and assist them with finding alternate housing outside of the VPP area. In March 2004 the department became aware that Doe Run





The U.S. Environmental Protection Agency continues to conduct quarterly sampling in and outside the VPP area. The department's analysis of this sampling continues to indicate lead recontamination is occurring within the VPP area. For this reason the department in consultation with the DHSS believe that long-term residency within the VPP area should be limited to the criteria included in Attachment A.

The department, in consultation with the DHSS, has reviewed the information we have available to us, and has determined that your situation does not meet these criteria and, accordingly, does not qualify for an exception. Our information indicates that you are not over 65-years of age or disabled. For these residents not meeting the criteria, the department expects Doe Run to honor its commitment to discontinue renting residences as of June 30, 2005. However, the department and DHSS realize several months have passed and situations change. Therefore, if you have additional information that may allow you to meet the exception criteria listed above, please send a letter with that information within 30 days to Mr. Dennis Stinson at the phone number or address below. The department intends to make a final decision on all the renters in approximately 30 days from the date of this letter.

A number of residents have also asked for adequate compensation for the financial hardship, including but not limited to the costs for moving from the VPP area to a less contaminated location. We support the need for adequate compensation to residents who are displaced. The department is continuing to work with Doe Run to establish some compensation for all of their renters and mobile home owners within the VPP area.

If you have any additional questions please contact Mr. Edward Galbraith of the department's Hazardous Waste Program at (573) 751-2747 or me at (573) 751-4732 or in writing at P.O. Box 176, Jefferson City, Missouri 65102-0176. Thank you.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Manfood

Director

SM:egt

**Enclosure** 

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



## NT OF NATURAL RESOURCES

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NOV 3 0 2004

Mr. Michael Airtrip 274 Terrace Drive Herculaneum, MO 63048

Dear Mr. Airtrip:

On April 26, 2002, The Doe Run Company, Missouri Attorney General's Office and Missouri Department of Natural Resources signed an agreement, which stated in part that:

"Doe Run shall discontinue renting residences it owns as of the date of the Settlement Agreement [April 26, 2002] once the individuals now renting vacate the property, or until December 31, 2004, {date has been extended June 30, 2005} whichever date is earlier. Doe Run shall let any current renters who so elect out of any lease agreements in place at the time of the Settlement Agreement."

Recently, the Missouri Department of Natural Resources has either received a letter from you or a petition including your name requesting you be allowed to continue as a Doe Run renter past the deadline date of December 31, 2004. As you may be aware the department and Doe Run agreed to extend this date to June 30, 2005, to provide renters more time to find replacement housing.

The decision to allow renters to continue to live in the Voluntary Property Purchase (VPP) area past the current deadline date of June 30, 2005, is a decision the department takes very seriously. The department and Doe Run decided to extend the previously agreed to date for Doe Run to discontinue renting residences in part because the health risks from lead are typically long-term risks and because more time was needed for residents to find new homes. The reasons cited by Doe Run renters for wanting to stay within the VPP area include: age and health-related (moving could be worse for their health than staying), financial, ability to keep pets, staying in the school district, and convenience of current location.

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The department, in consultation with the DHSS, has reviewed the information we have available to us, and has determined that your situation does not meet these criteria and, accordingly, does not qualify for an exception. Our information indicates that you are not over 65-years of age or disabled. For these residents not meeting the criteria, the department expects Doe Run to honor its commitment to discontinue renting residences as of June 30, 2005. However, the department and DHSS realize several months have passed and situations change. Therefore, if you have additional information that may allow you to meet the exception criteria listed above, please send a letter with that information within 30 days to Mr. Dennis Stinson at the phone number or address below. The department intends to make a final decision on all the renters in approximately 30 days from the date of this letter.

A number of residents have also asked for adequate compensation for the financial hardship, including but not limited to the costs for moving from the VPP area to a less contaminated location. We support the need for adequate compensation to residents who are displaced. The department is continuing to work with Doe Run to establish some compensation for all of their renters and mobile home owners within the VPP area.

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DEPARTMENT OF NATURAL RESOURCES

Stephen Mahfoo

Director

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Enclosure

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Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



# T OF NATURAL RESOURCES

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NOV 3 0 2004

Mr. Fred Hamman 274 Terrace Drive Herculaneum, MO 63048

Dear Mr. Hamman:

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Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Mahfoo

Director

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Enclosure

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



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NOV 3 0 2004

Ms. Peggy Diana Manley 270 Terrace Drive Herculaneum, MO 63048

Dear Ms. Manley:

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While the department in consultation with the Missouri Department of Health and Senior Services (DHSS) has the authority to approve exceptions to allow Doe Run renters to remain in the VPP area, Doe Run has a legal obligation to discontinue renting these residences.

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The department, in consultation with the DHSS, has reviewed the information we have available to us, and has determined that your situation does not meet these criteria and, accordingly, does not qualify for an exception. Our information indicates that you are not over 65-years of age or disabled. For these residents not meeting the criteria, the department expects Doe Run to honor its commitment to discontinue renting residences as of June 30, 2005. However, the department and DHSS realize several months have passed and situations change. Therefore, if you have additional information that may allow you to meet the exception criteria listed above, please send a letter with that information within 30 days to Mr. Dennis Stinson at the phone number or address below. The department intends to make a final decision on all the renters in approximately 30 days from the date of this letter.

A number of residents have also asked for adequate compensation for the financial hardship, including but not limited to the costs for moving from the VPP area to a less contaminated location. We support the need for adequate compensation to residents who are displaced. The department is continuing to work with Doe Run to establish some compensation for all of their renters and mobile home owners within the VPP area.

If you have any additional questions please contact Mr. Edward Galbraith of the department's Hazardous Waste Program at (573) 751-2747 or me at (573) 751-4732 or in writing at P.O. Box 176, Jefferson City, Missouri 65102-0176. Thank you.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Mahfoo Director

SM:egt

Enclosure

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



### T OF NATURAL RESOURCES

www.dnr.mo.gov

NOV 3 0 2004

Mr. Michael W. Milne 268 Broadway Herculaneum, MO 63048

Dear Mr. Milne:

On April 26, 2002, The Doe Run Company, Missouri Attorney General's Office and Missouri Department of Natural Resources signed an agreement, which stated in part that:

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A number of residents have also asked for adequate compensation for the financial hardship, including but not limited to the costs for moving from the VPP area to a less contaminated location. We support the need for adequate compensation to residents who are displaced. The department is continuing to work with Doe Run to establish some compensation for all of their renters and mobile home owners within the VPP area.

If you have any additional questions please contact Mr. Edward Galbraith of the department's Hazardous Waste Program at (573) 751-2747 or me at (573) 751-4732 or in writing at P.O. Box 176, Jefferson City, Missouri 65102-0176. Thank you.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Mahfood Director

SM:egt

**Enclosure** 

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



www.dnr.mo.gov

NOV 3 0 2004

Mr. Rick Nixon 298 Terrace Drive Herculaneum, MO 63048

Dear Mr. Nixon:

On April 26, 2002, The Doe Run Company, Missouri Attorney General's Office and Missouri Department of Natural Resources signed an agreement, which stated in part that:

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A number of residents have also asked for adequate compensation for the financial hardship, including but not limited to the costs for moving from the VPP area to a less contaminated location. We support the need for adequate compensation to residents who are displaced. The department is continuing to work with Doe Run to establish some compensation for all of their renters and mobile home owners within the VPP area.

If you have any additional questions please contact Mr. Edward Galbraith of the department's Hazardous Waste Program at (573) 751-2747 or me at (573) 751-4732 or in writing at P.O. Box 176, Jefferson City, Missouri 65102-0176. Thank you.

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DEPARTMENT OF NATURAL RESOURCES

Stephen Mahfoo Director

SM:egt

**Enclosure** 

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



## IT OF NATURAL RESOURCES

www.dnr.mo.gov

NOV 3 0 2004

Mr. Richard Repp 292 Broadway Herculaneum, MO 63048

Dear Mr. Repp:

On April 26, 2002, The Doe Run Company, Missouri Attorney General's Office and Missouri Department of Natural Resources signed an agreement, which stated in part that:

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A number of residents have also asked for adequate compensation for the financial hardship, including but not limited to the costs for moving from the VPP area to a less contaminated location. We support the need for adequate compensation to residents who are displaced. The department is continuing to work with Doe Run to establish some compensation for all of their renters and mobile home owners within the VPP area.

If you have any additional questions please contact Mr. Edward Galbraith of the department's Hazardous Waste Program at (573) 751-2747 or me at (573) 751-4732 or in writing at P.O. Box 176, Jefferson City, Missouri 65102-0176. Thank you.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Mahfood

Director

SM:egt

**Enclosure** 

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



www.dnr.mo.gov

NOV 3 0 2004

Mr. Anthony Schiebel 266 Terrace Drive Herculaneum, MO 63048

Dear Mr. Schiebel:

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Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Director

SM:egt

Enclosure

Mayor John Chamis, City of Herculaneum c:

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



#### IT OF NATURAL RESOURCES

www.dnr.mo.gov

NOV 3 0 2004

Mr. Bob and Mrs. Sandra Biggars 785 Circle Street Herculaneum, MO 63048

Dear Mr. Bob and Mrs. Biggars:

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If you have any additional questions please contact Mr. Edward Galbraith of the department's Hazardous Waste Program at (573) 751-2747 or me at (573) 751-4732 or in writing at P.O. Box 176, Jefferson City, Missouri 65102-0176. Thank you.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Manfood

Director

SM:egt

Enclosure

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



#### T OF NATURAL RESOURCES

www.dnr.mo.gov

NOV 3 0 2004

Ms. Jean Doyle 720 Circle Street Herculaneum, MO 63048

Dear Ms. Doyle:

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Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Mahfood

Director

SM:egt

**Enclosure** 

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



#### T OF NATURAL RESOURCES

www.dnr.mo.gov

NOV 3 0 2004

Ms. Thelma Edwards 730 Main Street Herculaneum, MO 63048

Dear Ms. Edwards:

On April 26, 2002, The Doe Run Company, Missouri Attorney General's Office and Missouri Department of Natural Resources signed an agreement, which stated in part that:

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Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Director

SM:egt

Enclosure

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



### T OF NATURAL RESOURCES

www.dnr.mo.gov

NOV 3 0 2004

Mr. Bob Gantner 387 Short Street Herculaneum, MO 63048

Dear Mr. Gantner:

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After the Settlement Agreement was signed in April 2002, the department was under the expectation that Doe Run would notify their renters and assist them with finding alternate housing outside of the VPP area. In March 2004 the department became aware that Doe Run



The U.S. Environmental Protection Agency continues to conduct quarterly sampling in and outside the VPP area. The department's analysis of this sampling continues to indicate lead recontamination is occurring within the VPP area. For this reason the department in consultation with the DHSS believe that long-term residency within the VPP area should be limited to the criteria included in Attachment A.

The department, in consultation with the DHSS, has reviewed the information we have available to us, and has determined that your situation does not meet these criteria and, accordingly, does not qualify for an exception. Our information indicates that you are not over 65-years of age or disabled. For these residents not meeting the criteria, the department expects Doe Run to honor its commitment to discontinue renting residences as of June 30, 2005. However, the department and DHSS realize several months have passed and situations change. Therefore, if you have additional information that may allow you to meet the exception criteria listed above, please send a letter with that information within 30 days to Mr. Dennis Stinson at the phone number or address below. The department intends to make a final decision on all the renters in approximately 30 days from the date of this letter.

A number of residents have also asked for adequate compensation for the financial hardship, including but not limited to the costs for moving from the VPP area to a less contaminated location. We support the need for adequate compensation to residents who are displaced. The department is continuing to work with Doe Run to establish some compensation for all of their renters and mobile home owners within the VPP area.

If you have any additional questions please contact Mr. Edward Galbraith of the department's Hazardous Waste Program at (573) 751-2747 or me at (573) 751-4732 or in writing at P.O. Box 176, Jefferson City, Missouri 65102-0176. Thank you.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Mahfood

Director

SM:egt

**Enclosure** 

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



# T OF NATURAL RESOURCES

www.dnr.mo.gov

NOV 3 0 2004

Mr. Daniel Halbert 352 Curved Street Herculaneum, MO 63048

Dear Mr. Halbert:

On April 26, 2002, The Doe Run Company, Missouri Attorney General's Office and Missouri Department of Natural Resources signed an agreement, which stated in part that:

"Doe Run shall discontinue renting residences it owns as of the date of the Settlement Agreement [April 26, 2002] once the individuals now renting vacate the property, or until December 31, 2004, {date has been extended June 30, 2005} whichever date is earlier. Doe Run shall let any current renters who so elect out of any lease agreements in place at the time of the Settlement Agreement."

Recently, the Missouri Department of Natural Resources has either received a letter from you or a petition including your name requesting you be allowed to continue as a Doe Run renter past the deadline date of December 31, 2004. As you may be aware the department and Doe Run agreed to extend this date to June 30, 2005, to provide renters more time to find replacement housing.

The decision to allow renters to continue to live in the Voluntary Property Purchase (VPP) area past the current deadline date of June 30, 2005, is a decision the department takes very seriously. The department and Doe Run decided to extend the previously agreed to date for Doe Run to discontinue renting residences in part because the health risks from lead are typically long-term risks and because more time was needed for residents to find new homes. The reasons cited by Doe Run renters for wanting to stay within the VPP area include: age and health-related (moving could be worse for their health than staying), financial, ability to keep pets, staying in the school district, and convenience of current location.

While the department in consultation with the Missouri Department of Health and Senior Services (DHSS) has the authority to approve exceptions to allow Doe Run renters to remain in the VPP area, Doe Run has a legal obligation to discontinue renting these residences.

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The U.S. Environmental Protection Agency continues to conduct quarterly sampling in and outside the VPP area. The department's analysis of this sampling continues to indicate lead recontamination is occurring within the VPP area. For this reason the department in consultation with the DHSS believe that long-term residency within the VPP area should be limited to the criteria included in Attachment A.

The department, in consultation with the DHSS, has reviewed the information we have available to us, and has determined that your situation does not meet these criteria and, accordingly, does not qualify for an exception. Our information indicates that you are not over 65-years of age or disabled. For these residents not meeting the criteria, the department expects Doe Run to honor its commitment to discontinue renting residences as of June 30, 2005. However, the department and DHSS realize several months have passed and situations change. Therefore, if you have additional information that may allow you to meet the exception criteria listed above, please send a letter with that information within 30 days to Mr. Dennis Stinson at the phone number or address below. The department intends to make a final decision on all the renters in approximately 30 days from the date of this letter.

A number of residents have also asked for adequate compensation for the financial hardship, including but not limited to the costs for moving from the VPP area to a less contaminated location. We support the need for adequate compensation to residents who are displaced. The department is continuing to work with Doe Run to establish some compensation for all of their renters and mobile home owners within the VPP area.

If you have any additional questions please contact Mr. Edward Galbraith of the department's Hazardous Waste Program at (573) 751-2747 or me at (573) 751-4732 or in writing at P.O. Box 176, Jefferson City, Missouri 65102-0176. Thank you.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Manfood Director

SM:egt

**Enclosure** 

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



## T OF NATURAL RESOURCES

www.dnr.mo.gov

NOV 3 0 2004

Mr. Richard Harrison 966 Main Street Herculaneum, MO 63048

Dear Mr. Harrison:

On April 26, 2002, The Doe Run Company, Missouri Attorney General's Office and Missouri Department of Natural Resources signed an agreement, which stated in part that:

"Doe Run shall discontinue renting residences it owns as of the date of the Settlement Agreement [April 26, 2002] once the individuals now renting vacate the property, or until December 31, 2004, {date has been extended June 30, 2005} whichever date is earlier. Doe Run shall let any current renters who so elect out of any lease agreements in place at the time of the Settlement Agreement."

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The department, in consultation with the DHSS, has reviewed the information we have available to us, and has determined that your situation does not meet these criteria and, accordingly, does not qualify for an exception. Our information indicates that you are not over 65-years of age or disabled. For these residents not meeting the criteria, the department expects Doe Run to honor its commitment to discontinue renting residences as of June 30, 2005. However, the department and DHSS realize several months have passed and situations change. Therefore, if you have additional information that may allow you to meet the exception criteria listed above, please send a letter with that information within 30 days to Mr. Dennis Stinson at the phone number or address below. The department intends to make a final decision on all the renters in approximately 30 days from the date of this letter.

A number of residents have also asked for adequate compensation for the financial hardship, including but not limited to the costs for moving from the VPP area to a less contaminated location. We support the need for adequate compensation to residents who are displaced. The department is continuing to work with Doe Run to establish some compensation for all of their renters and mobile home owners within the VPP area.

If you have any additional questions please contact Mr. Edward Galbraith of the department's Hazardous Waste Program at (573) 751-2747 or me at (573) 751-4732 or in writing at P.O. Box 176, Jefferson City, Missouri 65102-0176. Thank you.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Mahfood

Director

SM:egt

**Enclosure** 

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



# T OF NATURAL RESOURCES

www.dnr.mo.gov

NOV 3 0 2004

Ms. Beverly Ijames 875 High Street Herculaneum, MO 63048

Dear Ms. Ijames:

On April 26, 2002, The Doe Run Company, Missouri Attorney General's Office and Missouri Department of Natural Resources signed an agreement, which stated in part that:

"Doe Run shall discontinue renting residences it owns as of the date of the Settlement Agreement [April 26, 2002] once the individuals now renting vacate the property, or until December 31, 2004, {date has been extended June 30, 2005} whichever date is earlier. Doe Run shall let any current renters who so elect out of any lease agreements in place at the time of the Settlement Agreement."

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If you have any additional questions please contact Mr. Edward Galbraith of the department's Hazardous Waste Program at (573) 751-2747 or me at (573) 751-4732 or in writing at P.O. Box 176, Jefferson City, Missouri 65102-0176. Thank you.

Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Manfood

Director

SM:egt

**Enclosure** 

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company



# T OF NATURAL RESOURCES

www.dnr.mo.gov

NOV 3 0 2004

Mr. Owen and Mrs. Sandy Jones 607 Main Street Herculaneum, MO 63048

Dear Mr. Owen and Mrs. Jones:

On April 26, 2002, The Doe Run Company, Missouri Attorney General's Office and Missouri Department of Natural Resources signed an agreement, which stated in part that:

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Sincerely,

DEPARTMENT OF NATURAL RESOURCES

Stephen Mahf

SM:egt

**Enclosure** 

c: Mayor John Chamis, City of Herculaneum

Mr. Dick Dunn, Missouri Department of Health and Senior Services

Mr. Clif Gray, The Doe Run Company